ZB# 06-06

Hoffman-Walker

58-1-22

HOFFMAN-WALKER (for Craig Filippin) - 0

ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR
555 UNION AVENUE
NEW WINDSOR, N.Y. 12553
April 10, 2006 - Granted

NEW WINDSOR ZONING BOARD OF APPEALS

SBL: 58-1-22

In the Matter of the Application of

MEMORANDUM OF DECISION GRANTING

WILLIAM WALKER (for Craig Filippini)

AREA

CASE	#	(06-	06)

WHEREAS, WILLIAM WALKER represented the, owner(s) of 3 Park Road, New Windsor, New York, 12553, has made application before the Zoning Board of Appeals for a/an Request for 2 ft. Rear Yard Setback for existing rear deck at 3 Park Road in an R-4 Zone (58-1-22)

WHEREAS, a public hearing was held on APRIL 10, 2006 before the Zoning Board of Appeals at the Town Hall, New Windsor, New York; and

WHEREAS, William Walker represented the Applicant and appeared on behalf of this Application; and

WHEREAS, there were no spectators appearing at the public hearing; and

WHEREAS, no one spoke in favor of or in opposition to the Application; and

WHEREAS, a decision was made by the Zoning Board of Appeals on the date of the public hearing granting the application; and

WHEREAS, the Zoning Board of Appeals of the Town of New Windsor sets forth the following findings in this matter here memorialized in furtherance of its previously made decision in this matter:

- 1. The notice of public hearing was duly sent to residents and businesses as prescribed by law and published in <u>The Official Town Newspaper</u>, also as required by law.
- 2. The Evidence presented by the Applicant showed that:
 - (a) The property is a residential property located in a neighborhood of residential properties in an R-4 zone.
 - (b) In constructing the deck, the applicant will not remove any trees or substantial vegetation.

- (d) In building the deck the applicant will not create the ponding or collection of water or divert the flow of water drainage.
- (e) Since the deck has been constructed, there have been no complaints, either formal or informal, about the deck
- (f) With the deck, the house will be similar in size and nature to other houses in the neighborhood.
- (g) The proposed or existing deck is immediately adjacent to an exit portal of the building. Without the deck, a safety issue would exist because a person exiting the premises would probable fall and sustain serious physical injury if the deck were not in place.

WHEREAS, The Zoning Board of Appeals of the Town of New Windsor makes the following conclusions of law here memorialized in furtherance of its previously made decision in this matter:

- 1. The requested variance(s) will not produce an undesirable change in the character of the neighborhood or create a detriment to nearby properties.
- 2. There is no other feasible method available to the Applicant that can produce the benefits sought.
- 3. The variance(s) requested is/are substantial in relation to the Town regulations but, nevertheless, are warranted.
- 4. The requested variance(s) will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or zoning district.
- 5. The difficulty the Applicant faces in conforming to the bulk regulations is/are self-created but, nevertheless, should be allowed.
- 6. The benefit to the Applicant, if the requested variance(s) is/are granted, outweighs the detriment to the health, safety and welfare of the neighborhood or community.
- 7. The requested variance(s) are/is appropriate and are/is the minimum variance(s) necessary and adequate to allow the Applicant relief from the requirements of the Zoning Local Law and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
- 8. The interests of justice will be served by allowing the granting of the requested area variance(s).

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Board of Appeals of the Town of New Windsor GRANT a request for a Request for 2 ft. Rear Yard Setback for existing rear deck at 3 Park Road in an R-4 Zone (58-1-22) as sought by the Applicant in accordance with plans filed with the Building Inspector and presented at the public hearing.

BE IT FURTHER

RESOLVED, that the Secretary of the Zoning Board of Appeals of the Town of New Windsor transmit a copy of this decision to the Town Clerk, Town Planning Board and/or Building Inspector and Applicant.

Dated: April 10, 2006

Chairman

OFFICE OF THE BUILDING INSPECTOR TOWN OF NEW WINDSOR ORANGE COUNTY, NEW YORK

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

DATE: 1/19/06

APPLICANT: Mr. William Walker

Hoffman-Walker P.O. Box 304

Goshen, NY 10924

COPY

PLEASE TAKE NOTICE THAT YOUR APPLICATION DATE: 1/19/06

FOR: Craig R. Filippini & Brooke Ferrer

LOCATED AT: 3 Park Rd.

ZONE: R-4 Sec/Blk/ Lot: 58-1-22

DESCRIPTION OF EXISTING SITE: SINGLE FAMILY DWELLING W/ 10x16 REAR DECK

IS DISAPPROVED ON THE FOLLOWING GROUNDS:

1. 300-10 USE/BULK TABLE R-4 ZONE, LINE 6, COLUMN G, REQUIRED REAR YARD SETBACK OF 50' EXISTING REAR DECK IS 48' FROM REAR PROPERTY LINE. A VARIANCE OF 2' IS REQUIRED.

LOCUS Hughern BUILDING INSPECTOR PERMITTED

PROPOSED OR AVAILABLE:

VARIANCE REQUEST:

ZONE: R-4 USE: 10x16 REAR DECK

MIN LOT AREA:

MIN LOT WIDTH:

REQ'D FRONT YD:

REQ'D SIDE YD:

REQ'D TOTAL SIDE TD:

REQ'D REAR YD:

50'

48'

2'

REQ'D FRONTAGE:

MAX BLDG HT:

FLOOR AREA RATIO:

MIN LIVABLE AREA:

DEV COVERAGE:

cc: Z.B.A., APPLICANT, FILE, W/ ATTACHED MAP

PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS WPONTANT MIST DALL FOR ALL REQUIRED INSPECTIONS OF DO

Other inspections will be made in most esses but those fished below must be made or Certificate of Cocupancy may be withheld. On not mistake an unsubschild inspection for one of those fished before. Unless an inspection report is left on the job indicating approval of one of those inspections it has not been approved and it is improper to continue beyond that point in the work. Any disapproved work must be reinspected after correction.

1. When excevaling is complete and fueling forms are in piace (before pouring.)	RECEIVED
2. Foundation inspection. Check here for weterproofing and facility drains.	A Com the law & C. Star line
3. Inspect gravet hase under sonerate Soors and undersiab plumbing.	JAN 1 8 2006
4. When framing, rough plumbing, rough electric and before being covered.	•
5. Insulation.	BUILDISTO DEPAYTMENT
8. Final inspection for Certificate of Occupancy. Have on hand electrical inspection dat	is and final pertited plot plan. Building is to be
completed at this time. Walt water test required and engineer's certification latter for	
7. Driveway inspection must mast approval of Town Highway Superintendent. A driver	vay bond may be required.
8. \$50,00 charge for any alle that cells for the inspection tolos.	
Coil 24 hours in advance, with permit number, to schedule inspection.	POR OFFICE USE ONLY:
10. There will be no trapectors unless yellow permit eard is posted.	Building Permit #: 2006-32
11. Sewer permits must be obtained along with building permits for new houses. 12. Soute permit must be submitted with engineer's drawing and pera less.	
13. Road spening permits must be obtained from Town Clerk's office. 14. All building permits will need a Certificate of Compilent of C	IABILITY INSURANCE GERTIFICATE IS
14. All building permits will need a Certificate of Compilers AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LICATION WILL BE ACCURRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCURRED.	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED
14. All building permits will need a Certificate of Compliant AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LI OUNED BEFORE THE BUILDING PERMIT APPLICATION WILL BE AC PLEASE PRINT CLEARLY - FILL OUT ALL INFORMATIC	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED
14. All building permits will need a Certificate of Compilers AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LICATION WILL BE ACCURRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCURRED.	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED
14. All building permits will need a Certificate of Compliance AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LICOURED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACTUAL PLEABLE PRINT GLEARLY - FILL OUT ALL INFORMATION OWNER OF Premises CRATCH BUDGE FILIPPENT	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED ON WHICH APPLIES TO YOU
14. All building permits will need a Certificate of Compliance AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LICOURED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACTUAL PLEABLE PRINT GLEARLY - FILL OUT ALL INFORMATION	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED
14. All building permits will need a Certificate of Companies of Compliance AFFIDAVIT OF OMMERSHIP AND/OR CONTRACTOR'S COMP & LASSING PERMIT APPLICATION WILL BE ACCUMED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCUMENT OF PRINT CLEARLY - FILL OUT ALL INFORMATION OF Premises CRATES & BROOK FILEPPINE Address 3 Park Roso	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED ON WHICH APPLIES TO YOU
14. All hullding permits will need a Certificate of Company or a Certificate of Compilant AFFIDAVIT OF OMNERSHIP AND/OR CONTRACTOR'S COMP & LICATION WILL BE ACCOMPED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCOMPED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCOMPED BEFORE THE BUILDING PERMIT APPLICATION WILL INFORMATION OF Premitses CRATCH BROOK FILIPPIANT	IABILITY INSURANCE GERTIFICATE IS CEPTED AND/OR ISSUED ON WHICH APPLIES TO YOU
14. All building permits will need a Certificate of Compliance AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LI FOLIRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED BEFORE THE BUILDING PERMIT CLEARLY - PILL OUT ALL INFORMATIC Owner of Premises CRATCH BUILDING FECTIVE Address 3 Park Ross Malling Address	Phone # 496-5156
14. All building permits will need a Certificate of Company or a Certificate of Compilant AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LI FOURTH BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCOUNT OF PRINT GLEARLY - PILL OUT ALL INFORMATIC Owner of Premises CRATCH BROOK FILTPPINT Address 3 PARK ROSS Nation of Architect PERMOGRAGIST + TGRACH BARRY TEXT	Phona # 496-5156
14. All building permits will need a Certificate of Company or a Certificate of Compilant AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LI FOURTH BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCOUNT OF PRINT GLEARLY - PILL OUT ALL INFORMATIC Owner of Premises CRATCH BROOK FILTPPINT Address 3 PARK ROSS Nation of Architect PERMOGRAGIST + TGRACH BARRY TEXT	Phone # 496-5156

	-	(norporale villos	·	
what street in property located	1? On the	S REDEWI	_alda ol	are le	DAD	
d <u>. 30</u>	Jagl from W	he Interesotion of	LAKE	loss		
one or use district in which press	lees are shipled	R-4		'ls proper	ty a fload zone? Y	N_K_
ax Map Daacriplica: Beellon	58	Plack		l at	22	·
Existing use and compancy ishire of work (check if applica is this a edmer lot?	SFR New Eld Ocurrent Structure from 1	g. Naddision [h. Intended use Alteration [] i Depth	and accupancy Repair [] Ramo	SFR Vel Demailian Mol ht Na. of el	nar Diz
tale existing use and contipancy Existing use and contipancy Nature of work (check if applice is this a admer lot?	SFR ble) [New Eld contraction. Front 1 unite:	g. Naddision [h. Intended use Alteration [] if Depth Number of dan	and accupancy Repair (1) Remove Log Heigh	SFR Vel Demailian Mol ht Na, of el th floor	orine
Existing use and occupancy takes of work (check if applice this a sorner lot?	SFL ble) [New End chructon, Front 1 sunte: Baths	g. [Addition [h. Intended use Alteration [] i Logit Depth Number of dec	end accupancy Lepair TRamo Logical Holgi Ling Units on eac	SFR Vel Demailian Mol ht Na, of el th floor	ner Diz

date

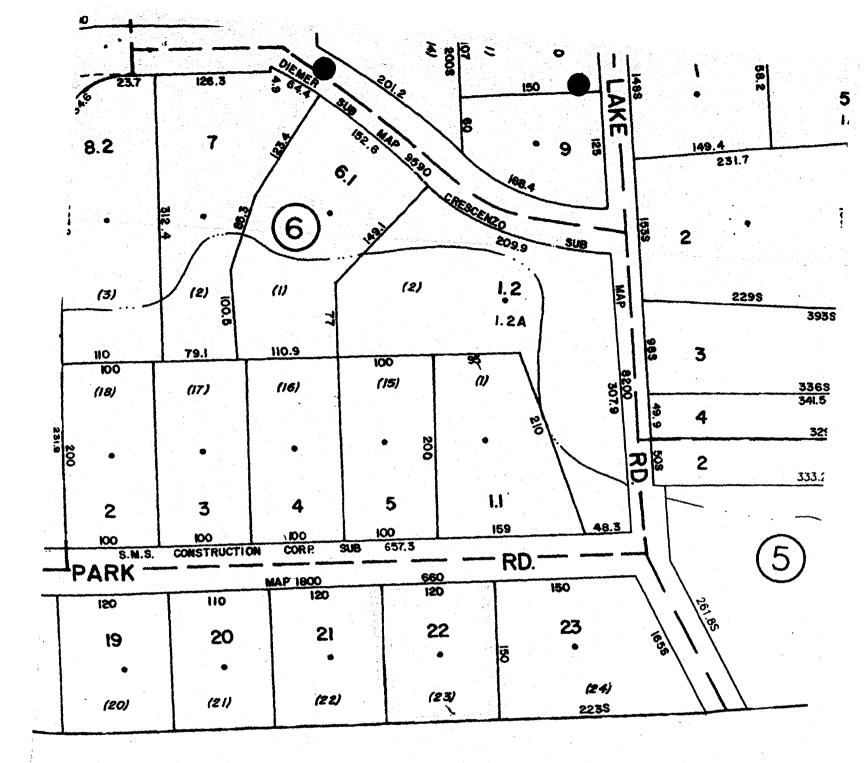
(Comer's Signature)

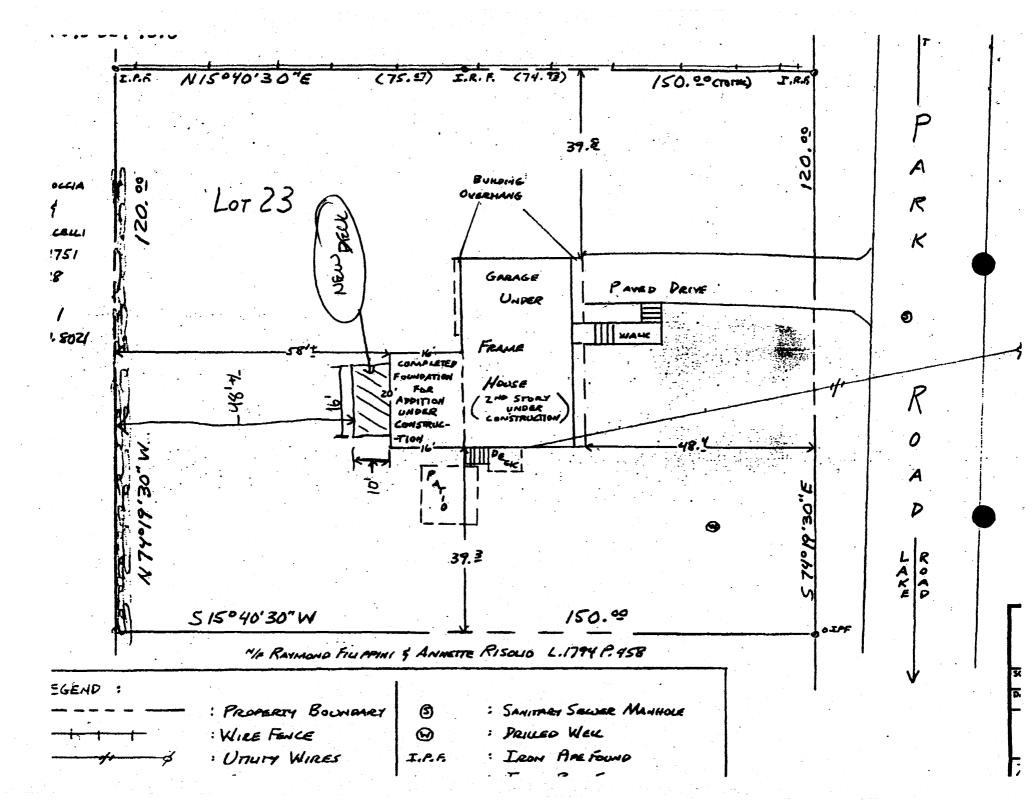
APPLICATION FOR BUILDING PRIMED TOWN OF NEW WINDSOR, ORANGE COUNTY, NEW YORK Pursuant to New York State Building Code and Town Ordinances

Pursuant to New York Sints B	luilding Code and Town Grdinaness
Building Inspector: Michael L. Babeank Acet. Inspector: Prank Livi & Leuia Kryshant New Windoor Town Hell 555 Union Averuse New Windoor, New York 12553 (845) 563-4655 FAX	Bidg inep Examined Fire inep Buendiled Approved [Neupproved Permit No
A. This application must be completely filled in by typesmiler of in in B. Plot plan showing location of lot and buildings on premiers, relaid description of layout of preparty must be drawn on the disgram,	liunship to adjoining premises or public streets or areas, and giving a dotal
C. This application must be accompanied by two complete sets of specifications. Plans and specifications shall describe the nature	plans showing proposed construction and two complete sets of re of the work to be performed, the metericle and equipment to be used
kretailed and details of structural, mechanical and plumbing had b. The work covered by this application may not be commenced by	fallalions.
	vector are maximum or a minimity from it. We a Building Parniit to the applicant together with approved set of pions: a
specifications. Busin parmit and approved plane and specification	one shall be kept on the premiess, available for inspection throughout the
progress of the work,	· · · · · · · · · · · · · · · · · · ·
in Building Inspector.	y purpose whalefur unit a Cutilious of Occupancy shall have been grants
i i i i i i i i i i i i i i i i i i i	
	the leasunce of a Building Permit paraciant to the New York Building Constru
	of buildings, additions, or allerations, or far removal or demotition or use of pro John's lanes, ordinances, regulations and sertifies that he is the owner or aga
	ed in this application and if not the owner, that he has been day and pre-
authorized to make this application and to assume responsibility is	
/// //// /// UA H-	ou Zou forchers AN 1007ils
Attended to the second	Middless of Applicants PARK GOAD, Now wason

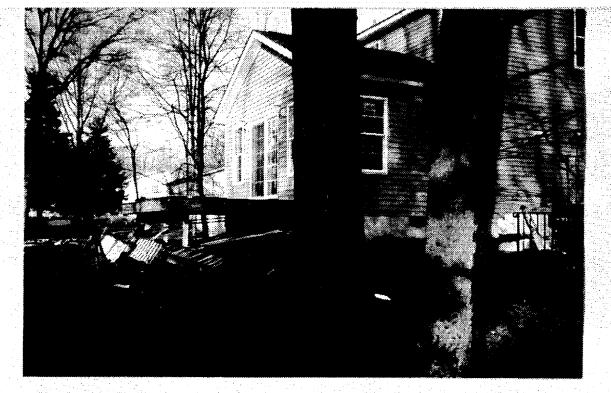
(Owner's /

Locale all buildings and indicate all set back dimensions. Applicant must indicate the building line or lines clearly and distinctly on the drawings. SEE ATTACHED PARK ROAD

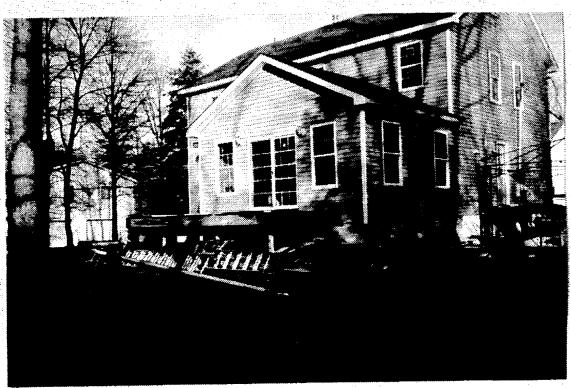


















TOWN OF NEW WINDSOR ZONING BOARD OF APPEALS OFFICE 845-563-4615

MEMORANDUM

TO:

LARRY REIS, COMPTROLLER

FROM:

MYRA MASON, SECRETARY TO THE ZONING BOARD

DATE:

MAY 30, 2006

SUBJECT: ESCROW REFUND

PLEASE ISSUE A CHECK IN THE AMOUNT OF \$ 166.68 TO CLOSE OUT **ESCROW FOR:**

ZBA FILE #06-06

NAME & ADDRESS:

HOFFMANN-WALKER, INC. P.O. BOX 304 **GOSHEN, NY 10924**

THANK YOU,

MYRA

L.R.05-31-06



TOWN OF NEW WINDSOR ZONING BOARD OF APPEALS RECORD OF CHARGES & PAYMENTS



FILE #06-06

TYPE:AREA

TELEPHONE:

496-5156

APPLICANT:

HOFFMANN-WALKER, INC. (for Craig Filippini)

P.O. Box 304

Goshen, NY 10924

RESIDENTIAL:	\$ 5	0.00	CHECK #	1702		
COMMERCIAL	\$ 15	0.00	CHECK #			
INTERPRETATION	\$ 15	0.00	CHECK #			
ESCROW: RESID	ENTIAL	\$300.00	CHECK #	<u>1703</u>		
~ ~ ~ ~ ~ ~ ~ ~ . DISBURSEMENTS:	જ જ જ	ક ન્હ ન્હ	MINUTES \$7.00 / PAGE	e e e e Attorney Fee	, ey e	ફ ન્જ
			V-1100.1.1.1.02			
PRELIMINARY:	<u>4</u>	PAGES	\$ <u>28.00</u>	\$ <u>35.00</u>		
2 ND PRELIMINARY:		PAGES	\$	\$		
PUBLIC HEARING:	3	PAGES	\$ <u>21.00</u>	\$ <u>35.00</u>		
PUBLIC HEARING:		PAGES	\$	\$		
LEGAL AD:			\$ <u>14.32</u>			
	TO	Γ AL :	\$ <u>63.32</u>	\$ <u>70.00</u>		
જ જ જ જ જ જ	જ જ જ	છ ન્હ ન્હ	ન્સ ન્સ ન્સ ન	જ જ જ જ	, «	ન્હ ન્હ
ESCROW POSTED);	\$ 300.00	··· •			
LESS: DISBURSEN		•				

\$166.68

Cc:

AMOUNT DUE:

REFUND DUE:

L.R. <u>05-31-06</u>

WILLIAM_WALKER_(06-06)

MR. KANE: Request for 2 ft. rear yard setback for existing rear deck at 3 Park Road.

Mr. William Walker appeared before the board for this proposal.

MR. WALKER: Bill Walker for Craig Filippini and his request for a variance. I don't know if I, the way I read it, I don't know if that's actually the understanding is correct that we need a two foot, the setback is 50, we encroach two feet so he's looking for 48 feet off the property line, I just wanted to make sure.

MR. KANE: Permitted 50, proposed 48, you need two.

MR. WALKER: Correct.

MR. KANE: They're correct, so tell us again like you did in the preliminary hearing exactly what it is you want to do.

MR. WALKER: Well, what we have is the Filippinis had an addition put on the second floor and also a new family room off the back of the house and on the back of that they request me, I'm the gentleman who did the work to put a deck on the back and the size of deck they wanted was obviously two feet over the setback so--

MR. KANE: What's the actual size of the deck?

MR. WALKER: The size of the deck is 20×10 .

MR. BABCOCK: It's 10 x 20, 10 foot out.

MR. KANE: Ten coming out towards the back so it's really not that large where you can cut two feet off

it.

MR. WALKER: Correct.

MR. KANE: Will you be creating any water hazards or runoffs with the building of the deck?

MR. WALKER: No.

MR. KANE: Cutting down any trees, substantial vegetation?

MR. WALKER: No.

MR. KANE: Is the deck similar in size and nature to other decks that are in that neighborhood?

MR. WALKER: Very much so.

MR. LUNDSTROM: Point of information on the plot plan that you presented looks like the deck is 16×10 , are you saying it's 20×10 ?

MR. WALKER: Correct, the initial submission was incorrect.

MR. LUNDSTROM: So it should be amended to be 20×10 .

MR. WALKER: Right, but the depth stayed the same.

MR. KANE: At this point, I will open it up to the public, ask if anybody's here for this particular hearing? Nobody's here, nobody cares. Myra, how many mailings did we have?

 ${\tt MS.}$ MASON: On March 23, I mailed out 58 envelopes and had no response.

MR. KANE: Any further questions from the board? I'll accept a motion.

MS. LOCEY: I will offer a motion that we grant on the application of William Walker his request for two foot rear yard setback for existing rear deck at 3 Park Road in an R-4 zone.

MS. GANN: Second the motion.

ROLL CALL

MS.	GANN	AYE
MR.	LUNDSTROM	AYE
MS.	LOCEY	AYE
MR.	TORPEY	AYE
MR.	KANE	AYE

PRELIMINARY MEETINGS:

WILLIAM_WALKER_(FOR_CRAIG_FILIPPINI)_(06-06)

MR. KANE: Request for 2 ft. rear yard setback for existing deck at 3 Park Raod in an R-4 zone.

Mr. William Walker appeared before the board for this proposal.

MR. KANE: For those of you here for the other preliminary meetings what we do in New Windsor there's two meetings, one is a preliminary, we get an idea of what you want to do, give you an idea of what we need to see to make a decision. And then you come back for a public hearing because we have to make all the decisions in a public format. This allows us to get an idea some. Towns it's cold, you walk in, you don't have the right stuff, you lose. So it's a little bit bigger, takes a little longer but it's better. Mr. Walker, just speak loud enough so this young lady over there can hear you.

MR. WALKER: Bill Walker representing Craig and Brook Filippini. We have a request before the board for a variance for, two foot variance on the rear yard setback which would, it's just for a deck, there's an existing, not an existing, we just put an addition on the back with a deck off the back, the addition was 58 feet from the property line, there's a 20 x 10 deck which now is 48 feet from the rear property line and therefore we're requesting a two foot variance.

MR. KANE: So the deck that's going up is new?

MR. WALKER: Yes.

MR. KANE: Similar in size and nature to other decks that are in your neighborhood?

MR. WALKER: Yes.

MR. KANE: Creating any water hazards or runoffs with the building of the deck?

MR. WALKER: No.

MR. KANE: Cut down any trees or substantial vegetation?

MR. WALKER: None at all.

MR. KANE: How far back does your property go from there?

MR. WALKER: From the deck it's another 48 feet to the rear property line.

MR. KANE: It's 50 now Mike?

MR. BABCOCK: Yes, that's the new code, Mr. Chairman, it would have been 40 feet with the existing code when this house was built.

MR. KANE: Any further questions?

MR. BABCOCK: The gentlemen said that it was a 10 \times 20 deck and all my paperwork says 10 \times 16.

MR. WALKER: That could have been--

MR. BABCOCK: Everything says it's 10×20 , it doesn't matter.

MR. WALKER: Yeah, it goes the entire length but it's ten feet deep.

MR. BABCOCK: That's fine, just so we have the proper measurements.

MR. KANE: If you look on the inside it says 20 there.

MR. BABCOCK: That's the addition, I think the addition is 20.

MR. KANE: This is going across the whole addition in the back?

MR. WALKER: Correct.

MR. KANE: Just need to correct that for the formal hearing.

MR. LUNDSTROM: Just a question. What's your relationship to the owner?

MR. WALKER: I'm the builder of the addition, I did the work on their property.

MR. LUNDSTROM: Are you aware of are there any other structures in that area that may be, you know, encroaching upon the two foot variance or--

MR. WALKER: On their property?

MR. LUNDSTROM: Not theirs but a neighboring property?

MR. WALKER: Not that I'm aware of, it's pretty open in the back, even on their property, I don't even think there's a shed in the area. I know there's nothing on their property at all in the back.

MR. KANE: Any other questions? Can I have a motion to set up for a formal public hearing?

MS. GANN: I'd like to offer a motion to set up William Walker for a public hearing request for 2 foot rear yard setback for existing rear deck at 3 Park Road in an R-4 zone.

MR. LUNDSTROM: I'll second it, Mr. Chairman.

ROLL CALL

MS.	GANN	AYE
MR.	LUNDSTROM	AYE
MR.	TORPEY	AYE
MS.	LOCEY	AYE
MR.	KANE	AYE

MR. KANE: You're all set for the public hearing, just complete everything on there, get it back to Myra then we can get you scheduled. Have a good evening.



PROJECT: ///	llian Walker	Gorciaig Fe	lippini)	ZBA # P.B.#	06-06	
USE VARIANC	E: NEE	D: EAF	PROXY			-
GANN UNDSTROM OCEY ORPEY LANE	S)VOTE: A	i i	GANN LUNDSTROM LOCEY FORPEY KANE		VOTE: A N	
UBLIC HEARING: M) IANN UNDSTROM OCEY ORPEY ANE	S) VOTE: A CARRIED: Y	I I	APPROVED: M)_ GANN LUNDSTROM LOCEY FORPEY KANE		E: AN RRIED: YN	
GANN				VOTE: A_	N	
KANE		CARRIEI	D: Y	N		
PUBLIC HEARING VARIANCE APPR		CARRIEI EMENT OF MA M) <u>LO</u> S) <u>G</u>	AILING REA	AD INTO M	INUTES/	
PUBLIC HEARING VARIANCE APPR GANN LUNDSTROM LOCEY FORPEY KANE		EMENT OF MA M) <u>LO</u> S) <u>G</u>	AILING REA	MD INTO M 5_ NO	INUTES/	
PUBLIC HEARING VARIANCE APPR GANN LUNDSTROM LOCEY FORPEY	OVED: A A A A A	EMENT OF MA M) <u>LO</u> S) <u>G</u>	AILING REA VOTE: A_	MD INTO M 5_ NO	INUTES	
PUBLIC HEARING ARIANCE APPR GANN LUNDSTROM LOCEY FORPEY KANE	OVED: A A A A A	EMENT OF MA M) <u>LO</u> S) <u>G</u>	AILING REA VOTE: A_	MD INTO M 5_ NO	INUTES	
PUBLIC HEARING VARIANCE APPR GANN LUNDSTROM LOCEY FORPEY KANE	OVED:	EMENT OF MA M) <u>LO</u> S) <u>G</u>	AILING REA VOTE: A_	MD INTO M 5_ NO	INUTES	

AFFIDAVIT OF MAILING

ZONING BOARD OF APPEALS: TOWN OF NE COUNTY OF ORANGE: STATE OF NEW YORK	
	X
In the Matter of the Application for Variance of	
WILLIAM WALKER (for Craig Filippini)	
WILLIAM WALKER (for Claig I inppini)	AFFIDAVIT OF
	SERVICE
	BY MAIL
#06-06	
	X
STATE OF NEW YORK)	A
) SS:	
COUNTY OF ORANGE)	
MYRA L. MASON, being duly sworn, deposes	s and says:
That I am not a party to the action, am over 18 Bethlehem Road, New Windsor, NY 12553.	years of age and reside at 67
That on the 23RD day of March, 2006, I contenvelopes containing the Public Hearing Notice pertincertified list provided by the Assessor's Office regard a variance and I find that the addresses are identical to placed the envelopes in a U.S. Depository within the	nent to this case with the ing the above application for the list received. I then
Sworn to before me this Muna	L. Ways
	yra L. Mason, Secretary
23 day of March, 20 06	
	JENNIFER MEAD otary Public, State Of New York No. 01ME6050024 Qualified In Orange County mmission Expires 10/30/ 2006



Town of New Windsor

555 Union Avenue

New Windsor, New York 12553 Telephone: (845) 563-4615 Fax: (845) 563-4689

ZONING BOARD OF APPEALS

March 23, 2006

HOFFMANN-WALKER, INC. (for Craig Filippini) P.O. Box 304 Goshen, NY 10924

SUBJECT: REQUEST FOR VARIANCE #06-06

Dear Mr. Walker:

This is just to let you know your Notices for Public Hearing were mailed out and the notice was also sent to The Sentinel Newspaper for publication. PLEASE NOTE: The charge for publication in the Sentinel will be deducted from your escrow that was posted with your application papers.

Your Public Hearing before the Zoning Board of Appeals for your requested variance at:

3 Park Road New Windsor, NY

is scheduled for the April 10, 2006 agenda.

This meeting starts at 7:30 p.m. and is held in the Town Meeting Room at Town Hall. If you have any questions or concerns in this matter, please feel free to contact me.

Very truly yours,

Myra Mason, Secretary Zoning Board of Appeals

MLM:mlm

PUBLIC HEARING NOTICE ZONING BOARD OF APPEALS

TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

Appeal No. 06-06

Request of WILLIAM WALKER (for Craig Filippini)

for a VARIANCE of the Zoning Local Law to Permit:

Request for 2 ft. Rear Yard Setback for existing rear deck at 3 Park Road in an R-4 Zone (58-1-22)

PUBLIC HEARING will take place on APRIL 10, 2006 at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York beginning at 7:30 P.M.

Michael Kane, Chairman



Town of New Windsor

555 Union Avenue New Windsor, New York 12553 Telephone: (845) 563-4631 Fax: (845) 563-3101

Assessors Office

March 14, 2006

Craig Filippini c/o William Walker P.O. Box 304 Goshen, NY 10924

Re: 58-1-22

ZBA#: 06-06 (58)

Dear Mr. Walker:

According to our records, the attached list of property owners are within five hundred (500) feet of the above referenced property.

The charge for this service is \$75.00, minus your deposit of \$25.00.

Please remit the balance of \$50.00 to the Town Clerk's Office.

Sincerely,

J. Jodd Wiley, IAO

Sole Assessor

JTW/tmp Attachments

CC: Myra Mason, Zoning Board

58-1-10 58-1-9 58-1-18 Warwick Saving Bank Michael & Lisa Hall Frank & Maria Hanover c/o Mortgage Servicing 2 Mecca Drive 11 Park Road P.O. Box 591 Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Warwick, NY 10990 58-1-19 58-1-20 58-1-21 Paul Diaz **Brian Donohue** Sean & Amy Camo Nilsa Alvarez Diaz 5 Park Road 7 Park Road 9 Park Road Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 58-1-23 58-1-29 58-4-1 Anthony & Susan Hilinski Raymond & Annette Filippini Philip & Clara Locascio 1 Park Road 13 Park Road 2 Beaver Brook Road Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 New Windsor, NY 12553 58-4-3 58-4-2 58-4-4 Bruce Blackman Eric & Kristin Papula Carol Fox Lynn Bowe-Blackman 30 Surry Lane 260 Lake Road 262 Lake Road Plainview, NY 11803 Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 58-5-2 58-5-1 58-4-5.1 County of Orange DPW Robin & James Rashford, III Daniel Koch FBO Beaver Dam Lake P&R Dst. 10 Beaver Brook Road P.O. Box 416 P.O. Box 509 New Windsor, NY 12553 Vineyard Haven, MA 02568 Goshen, NY 10924 58-6-1.2 58-6-2 58-6-1.1 Steven & Debra Kaiser Alexander & Natalie Bar Thomas & Nicole Rowe P.O. Box 87 P.O. Box 239 12 Park Road Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Cornwall, NY 12518 58-6-4 58-6-5 58-6-3 Albert & Linda Strohl Patrick & Deborah Tuohy William & Maria Castellane 8 Park Road P.O. Box 165 10 Park Road Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 58-6-7 58-6-8.2 58-6-6.1 Jacob & Carol Krigstein Rudolph & Barbara Lamarr William & Doreen Diemer 5 Mecca Drive 1634 Mogul Drive 7 Alphonsa Court Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Mohegan Lake, NY 10547 58-7-18 58-7-19 58-7-2 Thomas & Janet Sheehy Richard & Karen Mastropietro James & Patricia Spaulding 13 Alphonsa Court 16 Park Road 14 Park Road Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 Salisbury Mills, NY 12577 59-1-1.1 59-1-4 59-1-5 Melisa Moccia Emilio Rodriguez Daniel & Kathleen Burke Salvatore Circelli 28 Hillcrest Drive 26 Hillcrest Drive 30 Hillcrest Drive Salisbury Mills, NY 12577 Salisbury Mills, NY 12577

Salisbury Mills, NY 12577

59-1-6 Thomas & Sonia Briody 24 Hillcrest Drive Salisbury Mills, NY 12577

59-1-10 William & Helen Adams 39 Donna Lane Wallkill, NY 12589

59-2-2 Gary & Star Walters 6 Hillcrest Drive Salisbury Mills, NY 12577

59-2-3.3 Thomas & Patricia Larke 221 Lake Road Salisbury Mills, NY 12577

59-2-6.1 Doreen & Salvatore LoSauro 9 Hillcrest Drive Salisbury Mills, NY 12577

59-2-9 Lorenza Robles 17 Hillcrest Drive Salisbury Mills, NY 12577

59-2-13 Joseph & Sharleen Wunderlich 50 Valley Drive Salisbury Mills, NY 12577

59-2-36 Robert & Theresa Gesten 3 Amelia Court Salisbury Mills, NY 12577

59-6-5 Anton & Alma Kronaj 25 Hillcrest Drive Salisbury Mills, NY 12577

59-6-8 Vincent Kiefer 8 Ridge View Road & Kelly Ann 59-1-8
State of NY/Office of Comptroller c/o Colin Campbell
Gov A Smith Bldg, 5th Floor
Albany, NY 12236

59-1-11 Margarete Obermeier 12 Hillcrest Drive Salisbury Mills, NY 12577

59-2-3.1 County of Orange F/B/O Beaver Dam Lake Protection 265 Main Street Goshen, NY 10924

59-2-4 Andrew Lelo 5 Hillcrest Drive Salisbury Mills, NY 12577

59-2-7 Michael LeBrecht Cynthia Goodwin 13 Hillcrest Drive Salisbury Mills, NY 12577

59-2-10 Antrim Associates 44 Station Road Salisbury Mills, NY 12577

59-2-34 Cynthia Weiss Joseph Olivo 4 Amelia Court Salisbury Mills, NY 12577

59-6-3 James & Ann Carlone 31 Hillcrest Drive Salisbury Mills, NY 12577

59-6-6 Kelly Ann & William Schaefer, Jr. 53 Valley View Drive & Kelly Ann 59-1-9 Josephine & Guy Osmer 16 Hillcrest Drive Salisbury Mills, NY 12577

59-2-1 Vito Nasta 8 Hillcrest Drive Salisbury Mills, NY 12577

59-2-3.2 Robert Delgado, Jr. 211 Lake Road Salisbury Mills, NY 12577

59-2-5.2 Robert Witt 7 Hillcrest Drive Salisbury Mills, NY 12577

59-2-8 Joseph & Annette Capone 15 Hillcrest Drive Salisbury Mills, NY 12577

59-2-12 Rita Miller c/oStoveland 3 Austin Court Monroe, NY 10950

59-2-35 Timothy & Mary Tabala 6 Amelia Court Salisbury Mills, NY 12577

59-6-4 Robert & Moira Bowers 29 Hillcrest Drive Salisbury Mills, NY 12577

59-6-7 Kelly Shalian 6 Ridge View Road & Kelly Ann



PROJECT:_//	Joffman - Walter - ,	lor Filippini	ZBA # <u>06-06</u>
USE VARIANCI	E: NEED: EA	FPROXY	P.B.#
LEAD AGENCY: M)	S) VOTE: A N	NEGATIVE DEC:	M)S)VOTE: A
GANN		GANN	
LOCEY TORPEY		LOCEY TORPEY	
KANE	CARRIED: YN	KANE	CARRIED: YN_
PUBLIC HEARING: M)	S) VOTE: A N	APPROVED: M)_	S) VOTE: A N
GANN LOCEY		GANN LOCEY	
TORPEY KANE	CARRIED: YN	TORPEY KANE	CARRIED: YN
NAME	CARRIED. IIV	KAUE	CARRIED. IIV
ALL VARIANCES	- PRELIMINARY A	APPEARANCE:	
SCHEDULE PUBL		M) G S) Lu	VOTE: A <u>5</u> N <u>0</u>
	GANN		
GANN A	_ Lundstrom		
	- Torpey		
	— Locey		
TORPEY A	- Locey - Kane	CADDIED V	N
		CARRIED: Y	N
		CARRIED: Y	N
KANE	- KANE		
	G: STATEMEN	NT OF MAILING RE	AD INTO MINUTES_
PUBLIC HEARING VARIANCE APPR LUNDSTROM	G: STATEMEN	NT OF MAILING RE	
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN	G: STATEMEN	NT OF MAILING RE	AD INTO MINUTES_
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY	G: STATEMEN	NT OF MAILING RE	AD INTO MINUTES_
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY	G: STATEMEN	NT OF MAILING RE	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N
PUBLIC HEARING VARIANCE APPR LUNDSTROM GANN LOCEY TORPEY	G: STATEMEN	NT OF MAILING RE S) VOTE: A	AD INTO MINUTES N

Town of New Windsor 555 Union Avenue New Windsor, NY 12553 (845) 563-4611

RECEIPT #161-2006

02/28/2006

Hoffman Walker Inc. 2 Corporate Drive Central Valley, NY 10917

Received \$ 50.00 for Zoning Board Fees, on 02/28/2006. Thank you for stopping by the Town Clerk's office.

As always, it is our pleasure to serve you.

Deborah Green Town Clerk

ZBA# 66-06 eppercation fee

Town of New Windsor 555 Union Avenue New Windsor, NY 12553 (845) 563-4611

RECEIPT #199-2006

03/14/2006

Filippini,

Received \$ 50.00 for Assessors List, on 11/08/2000. Thank you for stopping by the Town Clerk's office.

As always, it is our pleasure to serve you.

Deborah Green Town Clerk

RECEIPT OF ESCROW RECEIVED:

DATE RECEIVED: 02-21-2006

FOR: **ESCROW 06-06**

FROM:

CHECK FROM:

HOFFMANN-WALKER, INC. P.O. BOX 304

GOSHEN, NY 10924

SAME

CHECK NUMBER: 1703

TELEPHONE: 496-5156

AMOUNT:

300.00

RECEIVED AT COMPTROLLER'S OFFICE BY:

PLEASE RETURN ONE SIGNED COPY TO MYRA FOR FILING

THANK YOU



Town of New Windsor

555 Union Avenue
Windsor, New York 1255

New Windsor, New York 12553 Telephone: (845) 563-4615 Fax: (845) 563-4689

ZONING BOARD OF APPEALS

February 23, 2006

HOFFMANN-WALKER, INC. (for Craig Filippini) P.O. Box 304 Goshen, NY 10924

SUBJECT:

REQUEST FOR VARIANCE #06-06

ATTENTION:

WILLIAM WALKER

Dear Mr. Walker:

This letter is to inform you that you have been placed on the February 27, 2006 agenda for the Zoning Board of Appeals to discuss your request for a variance at:

Filippini
3 Park Road
New Windsor, NY

This meeting starts at 7:30 p.m. and is held in the Town Meeting Room at Town Hall. If you have a problem with this time and/or date, please contact me at the above number and we will reschedule your appearance. If you have any further questions, please feel free to contact me.

Very truly yours,

Myra Mason, Secretary Zoning Board of Appeals

MLM:mlm

TOWN OF NEW WINDSOR REQUEST FOR NOTIFICATION LIST

DATE: <u>02-22-2006</u> PROJECT NUMBER: ZBA# <u>06-06</u> P.B. #
APPLICANT NAME: WILLIAM WALKER (FOR CRAIG FILIPPINI)
PERSON TO NOTIFY TO PICK UP LIST:
WILLIAM WALKER P.O. BOX 304 GOSHEN, NY 10924
TELEPHONE: <u>294-3487</u>
TAX MAP NUMBER: SEC. 58 BLOCK 1 LOT 22 SEC. BLOCK LOT LOT LOT
PROPERTY LOCATION: 3 PARK ROAD NEW WINDSOR, NY
THIS LIST IS BEING REQUESTED BY:
NEW WINDSOR PLANNING BOARD:
SITE PLAN OR SUBDIVISION: (ABUTTING AND ACROSS ANY STREET
SPECIAL PERMIT ONLY: (ANYONE WITHIN 500 FEET)
AGRICULTURAL DISTRICT: (ANYONE WITHIN THE AG DISTRICT WHICH IS WITHIN 500' OF SITE PLAN OR SUBDIVISION PROJECT)
NEW WINDSOR ZONING BOARD XXX
LIST WILL CONSIST OF ALL PROPERTY WITHIN 500 FEET OF PROJECT $\underline{\mathbf{XXX}}$
AMOUNT OF DEPOSIT: 25.00 CHECK NUMBER: 1704
TOTAL CHARGES:





APPLICATION FOR VARIANCE

Date	Sign Variance ☐ Interpretation ☐
Owner Information:	Phone Number: (845) 496.
(Name)	Experie Fax Number: ()
3 PARIL ROAD	
(Address)	
Applicant:	21.7
HOFFMANN- WALKER (BILL WALK	
(Name)	Fax Number: (845) 291-
10 BOX 304, GOSHEW, NIY 10924	
(Address)	
Forwarding Address, if any, for return of esc	erow: Phone Number: (84872 9 4 - 348
HOPFMAN WALKER,	
(Name)	,
PO BOX 304, GUSHEN, NY 11	0924
(Address)	
C 4 4 15 1 4 15 1	
i antroctar/Knameer/Architect/Surveyar/•	Phone Number ()
Contractor/Engineer/Architect/Surveyor/:	Phone Number () Fax Number: ()
	\
Contractor/Engineer/Architect/Surveyor/: Crea De Kay (Name)	Fax Number: ()
RTEH DE KAY (Name) 4 DURA CANA, CORDINAL, WY 12	Fax Number: ()
RTEH DE KAY (Name)	Fax Number: ()
RTEN DE KAY (Name) 4 DYER LANG CORDINAL, WY 17 (Address)	Fax Number: ()
Ren De Kay (Name) 4 Dura Laure Consumu, NY 17 (Address)	Fax Number: ()
Rea De Kay (Name) 4 Dyer Lawr Commu, MY 17 (Address) Property Information:	Fax Number: ()
Ren De Kay (Name) 4 Dyer Lawr Coersumu, WY 17 (Address) Property Information: Zone: R-4 Property Address in Ques	Fax Number: () 2518 stion: 3 Page Ross
(Name) (Name) (Address) Property Information: Zone: R-Y Property Address in Question Size: Tax Map Number a. What other zones lie within 500 feet?	Stion: 3 PAME ROAD T: Section 58 Block 1 Lot
(Name) (Name) (Address) Property Information: Zone: R-Y Property Address in Quest Lot Size: Tax Map Number a. What other zones lie within 500 feet? Lot Size subject to ZBA appropriation.	Stion: 3 PANK ROAD TO Section 58 Block 1 Lot power towal of this Application?
(Name) (Name) (Address) Property Information: Zone: R-Y Property Address in Quest Lot Size: Tax Map Number a. What other zones lie within 500 feet? Lot Size b. Is pending sale or lease subject to ZBA approx. When was property purchased by present over the subject of the s	Fax Number: () 2518 stion: 3 Park Road r: Section 58 Block 1 Lot over roval of this Application? Mo wner? 2003
(Name) (Name) (Address) Property Information: Zone:Property Address in Quest Lot Size:Tax Map Number a. What other zones lie within 500 feet? b. Is pending sale or lease subject to ZBA approc. When was property purchased by present over the control of the control o	Fax Number: () Stion: 3 PANK ROAD T: Section 58 Block / Lot SOME Toval of this Application? MO wher? 2003 NO If so, When:
(Name) (Address) Property Information: Zone:	Fax Number: () 2518 stion: 3 PANK ROAD r: Section 58 Block 1 Lot sole roval of this Application? Mo wner? 2003 NO If so, When: ued against the property by the
(Name) (Name) (Address) Property Information: Zone: R-Y Property Address in Quest Lot Size: Tax Map Number a. What other zones lie within 500 feet? Lot Size b. Is pending sale or lease subject to ZBA approx. When was property purchased by present over the control of the c	stion: 3 Park Roads r: Section 58 Block / Lot over roval of this Application? No when: WO If so, When: ued against the property by the NO
(Name) (Address) Property Information: Zone:	stion: 3 Park Road r: Section 58 Block / Lot roval of this Application? Mo wher? 2003 NO If so, When: ued against the property by the NO

APPLICATION FOR VARIANCE - continued

Section, Table of	f	Regs., Col	,			
Describe proposal:	•					
	· · · · · · · · · · · · · · · · · · ·					
			· · · · · · · · · · · · · · · · · · ·			
The legal standard for a '	"Use Variance"	is unnecessary hard	ship. Descri	ibe why ye	ou feel ur	nne
	"Use Variance"	is unnecessary hard	ship. Descri	ibe why ye	ou feel ur	nne
The legal standard for a hardship will result unles alleviate the hardship oth	"Use Variance" ss the Use Variance than this app	is unnecessary hard ance is granted. Also plication.	ship. Descri o state any e	ibe why you	ou feel ur have ma	nne de 1
The legal standard for a hardship will result unles alleviate the hardship oth	"Use Variance" ss the Use Variance than this app	is unnecessary hard	ship. Descri o state any e	ibe why you	ou feel ur have ma	nne de 1
The legal standard for a hardship will result unles alleviate the hardship oth	"Use Variance" ss the Use Variance than this app	is unnecessary hard ance is granted. Also plication.	ship. Descri o state any e	ibe why you	ou feel ur have ma	nne de 1
The legal standard for a hardship will result unles alleviate the hardship oth	"Use Variance" ss the Use Variance than this app	is unnecessary hard ance is granted. Also plication.	ship. Descri o state any e	ibe why you	ou feel ur have ma	nne de

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF

PLEASE NOTE:

SUBMITTAL.

COMPLETE THIS PAGE \Box

APPLICATION FOR VARIANCE - continued

VIII. AREA VARIANCE: (This information will be on your Building Department Denial form you receive)

Area Variance requested from New Windsor Zoning Local Law,

	Requirements	Proposed or Available	Variance Request
Mr. Tad A	•	1	
Min. Lot Area			
Min. Lot Width			
Reqd. Front Yd.			
Reqd. Side Yd.			
Reqd. Rear Yd.	50'	48'	2'
Reqd. St Front*			
Max. Bldg. Hgt.			
Min. Floor Area*			
Dev. Coverage*			
Floor Area Ration	1**		
Parking Area			
Reqd. Front Yd. Reqd. Side Yd. Reqd. Rear Yd. Reqd. St Front* Max. Bldg. Hgt. Min. Floor Area* Dev. Coverage* Floor Area Ration		48'	2'

^{*}Residential Districts Only

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

^{**}Non-Residential Districts Only

APPLICATION FOR VARIANCE - continued

IX. In making its determination, the ZBA shall take into consideration, among other aspects, the benefit to the applicant if the variance is granted as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. Also, whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance; (2) whether the benefit sought by the applicant can be achieved by some other method feasible for the applicant to pursue other than an area variance; (3) whether the requested area variance is substantial; (4) whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district; and (5) whether the alleged difficulty was self-created.

After reading the above paragraph, please describe why you believe the ZBA should grant your application for an Area Variance:

AS SEEN IN THE PHOTOGRAPHS, THE DECK
DOES NOT SUBSTANTIALLY IMPACT THE NETGHBORING PROPARTERS. THE
RESEDENCE IS CLERENTEY UNDER RENOWITTON AND WILL IMPROVE THE
CHAMETER OF THE AREA. THE DEEK ENHANCES THE PROPERTY AND
THERE FORE, BEENS THAT IT DOES NOT ADVERSUR AFFERT THE
NATURATE PROPRITES, ENHANCES THE WHOLK NATERISM IND. WE FREL
THAT THE VANTAUR REQUESTED IS OF PHINTIPM IMPACT AND LEWES
48' TO THE NEAR MOPKING LENG, ALLOWAUG THE NETBESON
RSSENTTALLY THE SAME AMOUNT OF PATURES.

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

APPLICATION FOR VARIANCE - continued

	Section	, SI	upplementary Sign Re	gulations	
		Requirements	Proposed or Available	Variance Request	
	Sign #1				
	Sign #2 Sign #3				
	Sign #4				
(b)	Describe in	detail the sign(s) for	which you seek a vari	ance and set forth vo	uir reasc
(0)		tra or oversized signs		ance, and set forth yo	ur reasc
					
					
	·			<u> </u>	
	· · · · · · · · · · · · · · · · · · ·				
(c)			of all signs on premise		window
				· · · · · · · · · · · · · · · · · · ·	
INT	ERPRETATION CONTROL OF	ON:			
(a)	Interpretation Section	on requested of New \	Windsor Zoning Loca	l Law,	
(b)	Describe in	detail the proposal be	efore the Board:		
	24001104 111				
(0)					
(0)					
			· · · · · · · · · · · · · · · · · · ·		

SUBMITTAL.

XII. ADDITIONAL COMMENTS:

	(a)	Describe any conditions or safeguards you offer to ensure that the quality of the zone and neighboring zones is maintained or upgraded and that the intent and spirit of the New Windsor Zoning Local Law is fostered. (Trees, landscaped, curbs, lighting, paving, fencing,
		screening, sign limitations, utilities, drainage.)
XIII.	ATT	ACHMENTS REQUIRED:
		Copy of contract of sale, lease or franchise agreement. Copy of deed and title policy.
		Copy of site plan or survey (if available) showing the size and location of the lot, buildings, facilities, utilities, access drives, parking areas, trees, landscaping, fencing, screening, signs,
		curbs, paving and streets within 200 ft. of the lot in question. Copies of signs with dimensions and location.
		Three checks: (each payable to the TOWN OF NEW WINDSOR)
	5	One in the amount of \$ 300.00 or 500.00 (escrow)
	图	One in the amount of \$ 50.00 or 150.00 , (application fee)
		One in the amount of \$ 25.00 , (Public Hearing List Deposit)
	凹	Photographs of area that variances is being requested for showing relationship to property lines (5 or 6) from several angles. (IF SUBMITTING DIGITAL PHOTOS PRINTED FROM COMPUTER — PLEASE SUBMIT FOUR (4) SETS OF THE PHOTOS.)
XIV.	AFFI	DAVIT.
STAT	E OF 1	NEW YORK)
001 B) SS.:
COUN	NIY O	FORANGE)
this app applica	lication at furthe	d applicant, being duly sworn, deposes and states that the information, statements and representations contained in are true and accurate to the best of his/her knowledge or to the best of his/her information and belief. The runderstands and agrees that the Zoning Board of Appeals may take action to rescind any variance granted if the mation presented herein are materially changed.
Sworn	n to be	fore me this: Craig R. Filippin Blaite filippin Owner's Signature (Notarized)
27	day o	Grandy 2006, 18 2 Crain R Filippini Brooke Filippin
1	uly	\$ 00,00 m
-	Signat	ure and Starnp of Motary William Applicant's Signature (If not Owner)
PI.F.A	SE NO	OTF:
		ICATION, IF NOT FINALIZED, EXPIRES <u>ONE YEAR</u> FROM THE DATE OF
CIIRN	(TTTA	

CANT/OWNER PROXY STAT (for professional representation)

for submittal to the: TOWN OF NEW WINDSOR ZONING BOARD OF APPEALS

BROOKE FIXAPINI (OWNER)	, deposes and says that he resides
(OWNER)	
at 3 Pank Road (OWNER'S ADDRESS)	in the County of Olynoce
and State of NEW YORK	and that he is the owner of property tax map
(SecBlockldesignation number(Sec58Block1	Lot) Lot) which is the premises described in
the foregoing application and that he authorize	zes:
(Applicant Name & Address, if different	204, 60SHEW, NY 10924 - BILL WALLER ent from owner)
(Name & Address of Professional Re	presentative of Owner and/or Applicant)
to make the foregoing application as described	d therein.
Date: 2/2/00	Owner's Signature (MUST BE NOTARIZED)
Sworn to before me this:	Wulled
19 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	Applicant's Signature (If different than owner)
luly Afrage "01 1100 3510	Representative's Signature
Signature and Stamp of Notary O	1, 001 588 (1417) 1, 001 618 (1417) 10, 001 618 (1417)
THIS FORM IS TO BE COMPLETED ON OWNED WILL BE ADDEADING AS DED	ILY JF SOMEONE OTHER THAN THE PROPERTY DESENTATION OF THE OWNED AT THE 7RA

MEETINGS.

** PLEASE NOTE:

ONLY OWNER'S SIGNATURE MUST BE NOTARIZED.



TOWN OF NEW WINDSOR

555 UNION AVENUE NEW WINDSOR, NY 12553 (845) 563-4615 (MYRA MASON)



ZONING BOARD PROCEDURES

PLEASE READ AND COMPLETE THE ATTACHED APPLICATION FORMS WHERE IT APPLIES TO YOUR SITUATION(LOOK FOR HIGHLIGHT IN BOX IN LOWER RIGHT CORNER OF EACH PAGE) AND RETURN TO MYRA MASON (845-563-4615) AT THE ZONING BOARD OFFICE (LOCATED IN THE PLANNING BOARD & ENGINEERING OFFICE IN TOWN HALL) WITH THREE CHECKS MADE PAYABLE TO "THE TOWN OF NEW WINDSOR" AS FOLLOWS:

S FOLLOWS:	
RESIDENTIAL: (Three Separate Checks Please)	
APPLICATION FEE:	\$ 50.00
*ESCROW:	\$300.00
**DEPOSIT FOR PUBLIC HEARING LIST:	\$ 25.00
MULTI-FAMILY: (Three Separate Checks Please)	
APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00
COMMERCIAL: (Three Separate Checks Please)	
APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
**DEPOSIT FOR PUBLIC HEARING LIST:	\$ 25.00
INTERPRETATION: (Three Separate Checks Please)	
APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
**DEPOSIT FOR PUBLIC HEARING LIST:	\$ 25.00

UPON RECEIPT OF ALL APPLICABLE PAPERWORK AND CHECKS, YOU WILL BE SCHEDULED FOR THE NEXT <u>AVAILABLE</u> AGENDA FOR YOUR "PRELIMINARY MEETING". YOU DO NOT NEED YOUR PUBLIC HEARING LIST OR ENVELOPES FOR THIS FIRST MEETING.

ESCROW

IS TO COVER OUTSIDE PROFESSIONAL FEES SUCH AS ZBA ATTORNEY FEE, MINUTES OF YOUR PORTION OF THE MEETING, LEGAL ADS, ETC. THE BALANCE WILL BE RETURNED TO YOU UPON CLOSING FILE.

LIST OF PROPERTY OWNERS
WITHIN 500 FT. RADIUS OF
PROPERTY IN QUESTION:

APPROXIMATE COST FOR
PUBLIC HEARING LIST:

1-10 NAMES	25.00
11-20 NAMES	35.00
21-30 NAMES	45.00
31-40 NAMES	55.00
41-50 NAMES	65.00
51-60 NAMES	75.00
61-70 NAMES	85.00
71-80 NAMES	95.00
81-90 NAMES	105.00
91-100 NAMES	115.00

ANYTHING OVER 100 NAMES IS \$1.00 EA. ADDITIONAL NAME

PUBLIC HEARING LIST OF PROPERTY OWNERS

- 1. UPON RECEIPT OF ALL APPLICABLE CHECKS AND PAPERWORK, YOUR APPLICATION WILL BE PROCESSED AND YOUR \$25.00 DEPOSIT WILL BE SENT TO THE ASSESSOR'S OFFICE TO ORDER YOUR LIST OF PROPERTY OWNERS WITHIN 500 FEET. (NOTE: YOU DO NOT NEED THIS LIST OR THE ENVELOPES FOR YOUR FIRST (PRELIMINARY)

 MEETING. Please do not call the Assessor's Office looking for your list they will contact you when it is ready or if necessary, call Myra at 845-563-4615.
- 2. WHEN THE ASSESSOR'S OFFICE NOTIFIES YOU THAT YOUR PUBLIC HEARING LIST IS READY, YOU MUST COME IN AND PAY THE BALANCE DUE FOR THE LIST. (THE LIST WILL BE PREPARED ON LABELS FOR YOUR CONVENIENCE).
- 3. PREPARE AN ENVELOPE (self-sealing envelopes are much appreciated) FOR EACH LABEL WITH YOUR RETURN ADDRESS AND A REGULAR \$.39 STAMP. BRING THE PREPARED ENVELOPES AND A COPY OF THE LIST TO THE ZONING BOARD SECRETARY FOR MAILING. YOUR PUBLIC HEARING DATE WILL BE SCHEDULED AT THIS TIME.

NOTE:

IF IT IS EASIER FOR YOU, YOU CAN BRING THE ENVELOPES WITH YOU WHEN YOU PICK UP AND PAY FOR YOUR LIST. YOU CAN PUT THE LABELS ON AT THAT TIME AND BRING THEM TO THE ZBA OFFICE FOR COMPLETION.

NOTE:

THE ZBA MEETS ON THE 2ND AND 4TH MONDAY OF EACH MONTH UNLESS A HOLIDAY FALLS ON THAT DATE.